

## **City Council Minutes**

Meeting Date: Monday, February 04, 2013 5:30 PM

### **Pledge of Allegiance**

Councilwoman Shepherd led the Pledge of Allegiance.

### **Roll Call**

### **Approval of the Minutes**

The minutes of meeting date, Monday, January 28, 2013, were distributed to Council. Council President Susman ordered the minutes approved.

### **Council Announcements**

Councilmembers Nevitt, Kniech, and Shepherd offered announcements.

### **Presentations**

### **Communications**

### **Proclamations**

**CP13-0084 A proclamation acknowledging Thursday, February 7, 2013 as PJ Day 2013 in the City and County of Denver, a day to help the homeless. Councilmembers Brooks, Robb, Susman, Montero, Shepherd, Lehmann, Ortega, Herndon, and Kniech.**

This item be adopted.

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

### **Resolutions**

These items be adopted en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

The Legislative Assistant Ean Tafoya read the following resolutions by titles.

### **Health, Safety, Education & Services**

These items be adopted en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

### **CR13-0021 A resolution approving the Mayor's reappointments and appointment to the Denver Asian Pacific-American Commission. (HEALTH, SAFETY, EDUCATION & SERVICES)**

These items be adopted en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

### **Land Use, Transportation & Infrastructure**

These items be adopted en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

### **CR13-0035 A resolution setting a public hearing on the approval of the Service Plans for the Aviation Station area metropolitan districts including Aviation Station North Metropolitan District No. 1, Aviation Station North**

**Metropolitan District No. 2, Aviation Station North Metropolitan District No. 3, Aviation Station North Metropolitan District No. 4, Aviation Station North Metropolitan District No. 5, Aviation Station North Metropolitan District No. 6, Smith Metropolitan District No. 1, Smith Metropolitan District No. 2, Smith Metropolitan District No. 3 and Smith Metropolitan District No. 4. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

These items be adopted en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

**Bills for Introduction**

The Legislative Assistant Ean Tafoya read the following bills by titles. Council President Susman announced that all other bills on introduction are ordered published.

**Business, Workforce & Sustainability**

**CB12-0957 A bill for an ordinance approving a proposed First Amendment to Support Facilities Lease Agreement between the City and County of Denver and Swissport Cargo Services, LP concerning leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

**CB13-0023 A bill for an ordinance approving a proposed First Amendment to Contract between the City and County of Denver and John Rohrer Contracting Company, Inc. related to on-call construction services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

**CB13-0024 A bill for an ordinance approving a proposed Non-Disturbance, Attornment and Concession Agreement between the City and County of Denver and Skyport Development Company, LLC for a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

**CB13-0025 A bill for an ordinance approving a proposed Non-Disturbance, Attornment and Concession Agreement between the City and County of Denver and Skyport Development Company, LLC for a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

**CB13-0026 A bill for an ordinance approving 19 proposed Airport Use and Lease Agreements between the City and County of Denver and certain airlines related to operations and leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

**CB13-0027 A bill for an ordinance approving a proposed Agreement for On-Call Environmental Design Services between the City and County of Denver and Brown & Caldwell, Inc. related to on-call environmental services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

**CB13-0028 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Waste Management of Colorado, Inc. related to special waste disposal services for Denver International Airport and the former Stapleton International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

**CB13-0029 A bill for an ordinance approving a proposed Contract between the City and County of Denver and FCI Constructors, Inc. related to on-call construction services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

#### **Government & Finance**

**CB13-0034 A bill for an ordinance establishing a "Metro Mortgage Assistance Plus Program" fund in the General Government Special Revenue Fund and the means for authorizing expenditures from such fund. (GOVERNMENT & FINANCE)**

**CB13-0068 A bill for an ordinance rescinding budget, transferring cash and making appropriations in the General Fund, General Government, Culture and Recreation, and Public Safety Special Revenue Funds and Capital Improvements and Capital Maintenance Fund of moneys designated by City Council for various projects. (GOVERNMENT & FINANCE)**

#### **Health, Safety, Education & Services**

**CB12-0902 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Mental Health Center of Denver to provide services to chronically homeless persons. (HEALTH, SAFETY, EDUCATION & SERVICES)**

**CB12-0976 A bill for an ordinance authorizing the Mayor and other proper officials of the City and County of Denver to enter into a Collective Bargaining Agreement with the Denver Police Protective Association for the years 2013 and 2014. (Health, Safety, Education & Services)**

**CB12-0977 A bill for an ordinance authorizing the Mayor and other proper officials of the City and County of Denver to enter into a Collective Bargaining Agreement with the Fraternal Order of Police, Denver Sheriff Lodge 27 for the years 2013 and 2014. (HEALTH, SAFETY, EDUCATION & SERVICES)**

**CB12-0988 A bill for an ordinance establishing the Denver Immigrant and Refugee Commission within the Agency of Human Rights and Community Partnerships. (HEALTH, SAFETY, EDUCATION & SERVICES)**

**CB13-0031 A bill for an ordinance approving an Amendatory Agreement with Integral Recoveries, Inc. to extend the term through February 2014 providing debt collection services to Denver County Court. (HEALTH, SAFETY, EDUCATION & SERVICES)**

**CB13-0032 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Senter Goldfarb & Rice, LLC, to provide professional legal services in matters assigned by the City Attorney. (HEALTH, SAFETY, EDUCATION & SERVICES)**

**CB13-0033 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Ingram Library Services, Inc., to extend the term through December 31, 2013 and increase the maximum amount of the agreement to \$5,945,000. (HEALTH, SAFETY, EDUCATION & SERVICES)**

**CB13-0037 A bill for an ordinance approving a proposed Eleventh Amendatory Agreement between the City and County of Denver and the Jefferson County Sheriff's Department for law enforcement services in the Denver Mountain Parks System. (HEALTH, SAFETY, EDUCATION & SERVICES)**

**CB13-0040 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and The Colorado Health Foundation concerning the "SNAP Into Health" program and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)**

#### **Land Use, Transportation & Infrastructure**

**CB12-0951 A bill for an ordinance approving a Long-Term License (56th Avenue Pond, Pipelines and Channel) from the City and County of Denver to the Park Creek Metropolitan District. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**CB13-0019 A bill for an Ordinance amending Ordinance Number 426, Series of 2007, as amended by Ordinance Number 335, Series of 2009, Ordinance Number 148, Series of 2010, Ordinance Number 11, Series of 2011, Ordinance Number 258, Series of 2011, and Ordinance Number 630, Series of 2011 designating the project to be undertaken and funded with the proceeds of the Better Denver bonds. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

This item be ordered published.

Passed  
For: Brooks, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (9)  
Against: Faatz (1)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

**CB13-0042 A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and HNTB Corporation for the Colorado Center Bicycle/Pedestrian Bridge over I-25. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**CB13-0043 A bill for an ordinance revoking the revocable permit granted by Ordinance No. 743, Series 2005 to the United States Government to encroach into the right-a-way with various items at the Bryan Rogers Courthouse and Federal Building located at 1861 Stout Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**CB13-0044 A bill for an ordinance vacating the East/West alley adjacent to 2727 West 33rd Avenue, with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**Recap of Bills to be Called Out**

**Recess**

Council did not take a recess.

**Council Reconvenes and Resumes its Regular Session**

**Bills for Final Consideration**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Nevitt, Ortega, Shepherd, Susman (9)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: Montero (1)

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

### **Business, Workforce & Sustainability**

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Nevitt, Ortega, Shepherd, Susman (9)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: Montero (1)

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

### **CB12-0965 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Pericle Communications Company concerning engineering services in the area of wireless communications at Denver International Airport. (GOVERNMENT & FINANCE)**

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)  
Against: (None) (0)

Absent: Lopez, Robb (2)  
Abstain: (None) (0)

**CB12-0966 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Ascent Technology, Inc. related to software maintenance and support at Denver International Airport. (GOVERNMENT & FINANCE)**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

**Government & Finance**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Nevitt, Ortega, Shepherd, Susman (9)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: Montero (1)

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

**CB13-0011 A bill for an ordinance making rescissions and appropriations in the General Government Special Revenue Fund. (GOVERNMENT & FINANCE)**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)



Absent: Lopez, Robb (2)  
Abstain: (None) (0)

**CB13-0012 A bill for an ordinance making an appropriation from the Developmental Disabilities Special Revenue Fund. (GOVERNMENT & FINANCE)**

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Nevitt, Ortega, Shepherd, Susman (9)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: Montero (1)

**CB13-0013 A bill for an ordinance approving a proposed Agreement for Purchase and Sale between the City and County of Denver and MCRT Investments, LLC for property located at 2100 Wewatta Street, Denver, Colorado. (GOVERNMENT & FINANCE)**

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

**Health, Safety, Education & Services**

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Nevitt, Ortega, Shepherd, Susman (9)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: Montero (1)

These items be placed upon final consideration and do pass en bloc.

Passed  
For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)  
Against: (None) (0)

Absent: Lopez, Robb (2)  
Abstain: (None) (0)

**CB12-0901 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Denver Health And Hospital Authority to provide transitional residential treatment and case management services to chronically homeless individuals who have a history of detoxification use in Denver. (HEALTH, SAFETY, EDUCATION & SERVICES)**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

**CB12-0967 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Options Inc., to provide services and support to individuals with developmental disabilities. (HEALTH, SAFETY, EDUCATION & SERVICES)**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Nevitt, Ortega, Shepherd, Susman (9)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: Montero (1)

**CB13-0010 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Volunteers of America Colorado Branch to provide services for Denver's homeless populations. (HEALTH, SAFETY, EDUCATION & SERVICES)**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

## **Land Use, Transportation & Infrastructure**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Nevitt, Ortega, Shepherd, Susman (9)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: Montero (1)

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

**CB13-0017 A bill for an ordinance approving and providing for the execution of a proposed contract between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Denver TIP 2013-Signal System" project and the funding therefor. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

These items be placed upon final consideration and do pass en bloc.

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Shepherd, Susman (10)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

## **Adjourn**

There being no further business before the City Council, Council President Susman adjourned the meeting at 6:24 PM.

## **Pending**

**For 2-11-13**

**CB12-0953 A bill for an ordinance changing the zoning classification for 1239 Bruce Randolph Avenue.**

**Required Public Hearing**  
**Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**For 2-19-13**

**CB12-0807 A bill for an ordinance changing the zoning classification for 245 Columbine Street, with a reasonable condition.**

**Required Public Hearing**  
**Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**